MAR 1 6 2006

Docket No. BIO0131US

TEV \$3137

HAVING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Assaf Govari

Serial No.: 09/882,127

Art Unit: 3737

Filed

: June 15, 2001

Examiner: Ruth S. Smith

For

: MEDICAL DEVICE WITH POSITION SENSOR

ACCURACY AT HIGH TEMPERATURE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

March 14, 2006
(Date of Deposit)

Louis J. Capezzuto

(Name of applicant, assignee, or Registered Representative)

/Louis J. Capezzuto/

(Signature)

March 14, 2006

(Date of Signature)

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on April 18, 2005.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the

information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

\square In accordance with \$1.97(b), since this Information
Disclosure Statement is being filed either within three months
of the filing date of the above-identified national application
(other than a continued prosecution application under
§1.53(d)), within three months of the date of entry into the
national stage of the above identified application as set forth
in \$1.491, or before the mailing date of a first Office Action
on the merits of the above-identified application, or before
the mailing date of a first Office Action after the filing of a
request for continued examination under \$1.114, no additional
fee is required.
\square In accordance with §1.129(a), this Information
Disclosure Statement is being filed in connection with \square the
first or second After Final Submission, therefore:
<pre>Statement in Accordance with \$1.97(e)</pre>
(attached); or
☐ Please charge Deposit Account No. 10-
0750/ / the fee of $$180.00$ as set forth
in \$1.17(p).

In accordance with \$1.97(c), this Information Disclosure Statement is being filed after the period set forth in \$1.97(b) above but before the mailing date of either a Final Action under \$1.113 or a Notice of Allowance under \$1.311, or

an action that otherwise closes prosecution and that it is accompanied by one of: Statement in Accordance with \$1.97(e) (attached); or Please charge Deposit Account No. 10- \boxtimes 0750/BI00131US/LJC the fee of \$180.00 as set forth in \$1.17(p). In accordance with \$1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under \$1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in \$1.17(p). Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith. Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT: In view of the voluminous nature of references \Box [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith. If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

Copies of only foreign patent documents and non- \boxtimes patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). \boxtimes There are no listed references which are not in the English language. The relevance of those listed references which are not in the English language is as follows: Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D. Copies of the references listed on the search report(s) are included except for those previously cited in an IDS mailed Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/BIO0131/LJC. This form is submitted in triplicate. Respectfully submitted, /Louis J. Capezzuto/ Louis J. Capezzuto Reg. No. 37,107 Attorney for Applicants Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2218

DATED: March 14, 2006

7 & TRAP Substitute for form 1449A/PTO

PTO/SB/08A (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary) Sheet 1 of 1

a collection of information unless it displays a valid OMB control number.				
Application Number	09/882,127			
Filing Date	June 15, 2001			
First Named Inventor	Assaf Govari			
Group Art Unit	3737			
Examiner Name	Ruth S. Smith			
Attorney Docket Number	BIO0131USNP			

				U.S. PATENT DOCUMENTS		
Examiner Initials	Cite	U.S. Patent Document Kind Code ² Number (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		· · ·				
		6,484,118	B1	Govari, Assaf	11-19-2002	
	<u> </u>					
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FOREIGN PATENT DOCUMENTS Foreign Patent Document Date of Publication Pages, Columns, Lines, of Cited Document where relevant Name of Patentee or passages or relevant Examiner Cite Т⁶ mm-dd-yyyy Applicant of Cited Document figures appear Initials Office³ Number⁴ KindCode5 No.1

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Examiner	Date	
Signature	Considered	

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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.